UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

SPHERE 3D CORP.,

Case No. 1:23-cv-02954

Plaintiff and Counter-Defendant,

The Hon. Judge P. Kevin Castel

V.

Magistrate Judge Valerie Figueredo

GRYPHON DIGITAL MINING, INC.,

Defendant and Counter-Plaintiff,

RULE 7.1 CORPORATE

DISCLOSURE STATEMENT

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure, Defendant-Counterclaim Plaintiff Gryphon Digital Mining, Inc. ("Gryphon"), by its attorneys, K&L Gates LLP, hereby discloses and certifies as follows:

Gryphon has no parent corporation and there are no publicly held corporations that own 10% or more of its stock.

Gryphon acknowledges that it is obligated to promptly file a supplemental statement upon any change in the information that this statement requires.

Dated: August 18, 2023 K&L GATES LLP

By: /s/ Brian D. Koosed

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